

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

MICHAEL McGUIRK and JEANNIE E.	:	CIVIL ACTION
McGUIRK, Individually and on behalf of	:	
their minor children, MICHAEL J. McGUIRK,	:	
a minor, and THOMAS C. McGUIRK, a minor	:	
	:	
	:	
v.	:	
	:	
STATE FARM FIRE & CASUALTY COMPANY	:	NO. 02-4341

ORDER

AND NOW, this 27<sup>th</sup> day of November, 2002, upon consideration of Defendant's Motion to Dismiss Plaintiffs' Complaint filed October 11, 2002 and Plaintiffs' Memorandum in Opposition thereto filed November 25, 2002, it is hereby ORDERED that the motion is DENIED without prejudice to the right of Defendant to move for summary judgment when discovery is complete.

BY THE COURT

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Franklin S. Van Antwerpen, U.S.D.J.